FEB 2 7 THE PRINTED STATES PATENT AND TRADEMARK OFFICE

In re application of:

WAGNER et al.

Appl. No. 09/446,317

(CPA Filed: December 29, 2000)

§ 371 Date: April 17, 2000

For:

Complexes for Transporting Nucleic

Acid into Eukaryotic Higher-Cells

Art Unit: 1632

Examiner: Schnizer, R.

Atty. Docket: 0652.2010000/EKS/PSC

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Amendment And Remarks Under 37 C.F.R. § 1.111

MAR 0 1 2002

Commissioner for Patents Washington, D.C. 20231

TECH CENTER 1600/2900

Sir:

In reply to the Office Action dated **November 27, 2001**, Applicants submit the following Amendment and Remarks. This Amendment is provided in the following format:

- (A) A clean version of each replacement paragraph/section/claim along with clear instructions for entry;
- (B) Starting on a separate page, appropriate remarks and arguments. 37 C.F.R.
- § 1.111 and MPEP 714; and
- (C) Starting on a separate page, a marked-up version entitled: "Version with markings to show changes made."

It is not believed that extensions of time or fees for net addition of claims are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to our Deposit Account No. 19-0036.

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Commissioner for Patents Washington, D.C. 20231

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Art Unit: 1632

U.S. Utility Patent Appl. No. 09/446,317; § 371 Date: April 17, 2000

For: Complexes for Transporting Nucleic Acid Into Eukaryotic Higher Cells

(CPA Filed: December 29, 2000) WAGNER et al. Inventors:

Our Ref:

0652.2010000/EKS/PSC

Sir:

Transmitted herewith for appropriate action are the following documents:

- 1. Amendment And Reply Under 37 C.F.R. § 1.111; and
- 2. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. A duplicate copy of this letter is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Eric K. Steffe

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P:\USERS\PChoi\0652\201\pto\amendment2ptotrn Enclosures Sterne, Kessler, Goldstein & Fox PLIC: 1100 New York Avenue, NW: Washington, DC 20005: 202.371.2600 f 202.371.2540: www.skgf.com